

# **DECLARATION AND POWER OF ATTORNEY**

As below named inventors, we hereby declare that:

- 1. Our residences, post office addresses and citizenships are as stated below next to our names;
- 2. We believe we are the original, first and sole inventors of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled:

## ENGINEERED FAB' FRAGMENT ANTI-TUMOR NECROSIS FACTOR ALPHA IN COMBINATION WITH DISEASE MODIFYING ANTI-RHEUMATIC DRUGS

- 3. We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;
- 4. We acknowledge the duty to disclose to the Office all information known to us to be material to the patentability of this application as defined by Title 37, Code of Federal Regulations, §1.56;
- We hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

#### **NONE**

We hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

### 60/431,053, filed December 5, 2002

6. We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112. We acknowledge the duty to disclose to the Office all information known to us to be material to patentability as defined in § 1.56 which

Attorney Docket No.: 122294-1010 PATENT

became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

#### NONE

7. We hereby appoint:

Carol M. Nielsen, Reg. No. 37,676
Rudeina A. Baasiri, Reg. No. 47,398
Mark E. Courtney, Reg. No. 36,491
Kenneth T. Emanuelson, Reg. No. 46,684
Jason R. Fulmer, Reg. No. 46,715
Kenneth R. Glaser, Reg. No. 24,015
John Timothy Headley, Reg. No. 31,765
Robert E. Holthus, Reg. No. 50,347
Michael E. Martin, Reg. No. 24,821
Steven E. Ross, Reg. No. 35,996
Kay Lyn Schwartz, Reg. No. 39,020
Jennifer S. Sickler, Reg. No. 36,005
Monique A. Vander Molen, Reg. No. 53,716
Thomas C. Wright, Reg. No. 47,189

of the firm of GARDERE WYNNE SEWELL LLP, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to: Carol M. Nielsen

GARDERE WYNNE SEWELL LLP

1000 Louisiana, Suite 3400 Houston, Texas 77002 Phone: (713) 276-5383 Fax: (713) 276-6383

Email: cnielsen@gardere.com

8. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Attorney Docket No.: 122294-1010

**PATENT** 

Full name of Inventor:	Susan L. Woulfe Susan L. Woulfe	
Inventor's Signature:		
Date:	12 May 2004	
Post Office Address:		
	8924 Highview Lane Woodbury, MN 55125	
Residence Address: (if different)		
Citizenship:	United States of America	

Full name of Inventor:	Rita Jain	
Inventor's Signature:	nite Ann	
Date:	5/15/04	
Post Office Address:	6 Engineers Road Roslyn Harbor, NY	
	11576	
Residence Address: (if different)		
Citizenship:	United States of America	

Citizenship:

Full name of Inventor:	Aimee Burr	
Inventor's Signature:	Imbur	
Date:	5 Augu	
Post Office Address:		O, IL 60031
Residence Address:	اخ. ب:	
(if different)		
• •		

United States of America

Attorney Docket No.: 122294-1010 PATENT

### **CERTIFICATE OF MAILING**

I certify that this correspondence is being deposited with the U.S. Postal Service Express Mail delivery service under 37 C.F.R. 1.10 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Signature

Richard Stewart

"Express Mail" Mailing Label Number

"Express Mail" Mailing Label Number

Date of Signature: 8-9-2006/

HOUSTON 726636v1